Application No.:

10/614,910

Filing Date:

July 8, 2003

Applicant:

Harald Schaty

Group Art Unit:

3677

Examiner:

Katherine W. Mitchell

Title:

INSERT PART FOR A WALL OPENING, IN PARTICULAR ON A

VEHICLE BODY

Attorney Docket:

0275M-000754

Director of the United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicant hereby submits an Information Disclosure Statement for consideration by the Examiner.

I. <u>LIST OF PATENTS, PUBLICATIONS, AND OTHER INFORMATION</u>

The patents, publications and other information requested to be considered by the Office (except unpublished U.S. patent applications) are listed on Form 1449 attached hereto.

II. COPIES

A. Submitted herewith is a legible copy of (i) each U.S. patent application publication and U.S. and foreign patent; (ii) each publication or that portion which caused it to be listed; (iii) for each cited pending U.S. application, the application specification including the claims, and any drawing of the application which caused it to be listed including the claims directed to that portion; and (iv) all other information or that portion which caused it to be listed.

	B. Any patents, publications or other information which are listed on Formation on the copies of PTO-892, but which are not enclosed herewith, we previously cited by or submitted to the PTO in one of the following application which has been relied upon for an earlier filing date under 35 U.S.C. § 120:			
	U.S. Serial Number	U.S. Filing Date		
	copies of the U.S. patents or U.S. pa on the attached Form 1449 are encl	on was/is being filed after June 30, 2003, no tent application publications which are listed osed pursuant to the waiver of 37 C.F.R. § uments or non-patent literature listed on the rewith.		
	States. A copy of the International Sinformation. The documents listed of on the attached Form 1449 for constany patent resulting from this application was from the US, EPO, or JPO seas should have been supplied to the US	ne entry of the National Phase in the United earch Report is attached for the Examiner's in the International Search Report are listed ideration by the Examiner and for listing on ation. Since the International Search report arch authorities, copies of these references in EPTO under the trilateral agreement and are identified application. (MPEP 1893.03(g).)		
III.	CONCISE EXPLANATION OF THE F	RELEVANCE (check at least one box)		
		elow in (B), all of the patents, publications or inguage (concise explanation not required).		
		elevance of each patent, publication or other nglish language is as follows (see 37 C.F.R.		
	1. See the attached fore counterpart foreign application	ign patent office communication from a :		
	2. English translations are p	provided:		
	3. Other:			

C.
The following additional information is provided for the Examiner's consideration.

DE3100498 Abstract: A plug for sealing an aperture in a panel includes a body portion adapted to close the aperture, a flange portion adapted to overlie an upper surface region adjacent the aperture, one or more insert portions adapted for insertion through the panel in contact or close adjacency to the edge surface of the aperture, and a body of sealant material in the form of a ring in contact with the under surface of the flange portion. The sealant material has the property of flowing when heated to an operating temperature lower than the melting point of the plug material, and the insert portion or portions of the plug and the body of sealant are formed so as to cause at least part of the sealant, upon being heated, to flow and adhere between the edge surface of the panel aperture and at least part of an insert portion.

DE4423576 Abstract: The line 3 of meltable adhesive is placed on the upper side of the circumferential border 4, of which the underside reaches the metal plate 7 on the outer circumference of the opening 8. Holes which are suitable for the through-passage of adhesive when the latter melts when the metal plate is exposed to heat are arranged between the upper and lower sides of the circumferential border, the adhesive, upon cooling, fixedly connecting the metal plate and the underside of the circumferential border.

IV. CROSS REFERENCE TO RELATED APPLICATION(S) A. The Examiner is advised that the following co-pending application(s) contain(s) subject matter that may be related to the present application. By bringing this(these) application(s) to the Examiner's attention, Applicant(s) does (do) not waive the confidentiality provisions of 35 U.S.C. § 122. Serial No. Filing Date Art Unit

V. THIS IDS IS BEING FILED UNDER

A. X 37 C.F.R. § 1.97(b): (check only one box)

1. within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d) (37 C.F.R. § 1.97(b)(1)). No fee or certification is required.

2. within three months of the date of entry of the national stage as set forth in § 1.491 in an international application (37 C.F.R. § 1.97(b)(2)). No fee or certification is required.
3. before the mailing of a first Office Action on the merits (37 C.F.R. § 1.97(b)(3)). No fee or certification is required. In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. § 1.97(e) below; or, if no certification has been made, charge our deposit account a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).
4. Defore the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No fee or certification is required.
B.
before the mailing date of either any Final Office Action under 37 C.F.R. § 1.113, a Notice of Allowance under 37 C.F.R. § 1.311, or an action that otherwise closes prosecution.
1. No certification; therefore, a fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).
2. See the certification below. No fee is required.
C. 37 C.F.R. § 1.97(d):
after the mailing date of either a Final Office Action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311, yet on or before payment of the issue fee.
1. See the certification below. A fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).
CERTIFICATION UNDER 37 C.F.R. § 1.97(e): (check only one box)
The undersigned hereby certifies that:
A. \square each item of information contained in this IDS was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS (See 37 C.F.R. § 1.97(e)(1)). See further statement under 37 C.F.R. 1.704(d) below in section VII, if applicable; or

VI.

	B. \square no item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this IDS (See 37 C.F.R. § 1.97(e)(2)).
	C. some of the items of information were first cited in a communication from a foreign patent office. As to this information, the undersigned hereby certifies that each item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no item of this remaining information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this IDS.
VII.	STATEMENT UNDER 37 C.F.R. 1.704(d)
	The undersigned hereby states that:
	☐ each item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this IDS.
VIII.	PAYMENT OF FEES (check only one box)
	A. A check in the amount of \$180.00 is enclosed for the above identified fee.
	B. Please charge Deposit Account No. 02-2550 in the amount of \$180.00 for the above-indicated fee. A duplicate copy of this paper is attached.
the int	The above references are being cited only in the interest of candor and without dmission that they constitute statutory prior art, contain matter which anticipates vention, or which would render the same obvious, either singly or in combination, person of ordinary skill in the art. Furthermore, this Information Disclosure nent shall not be construed as a representation that a search has been made.

If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition if necessary) and charge the appropriate fee to Deposit Account No. 02-2550.

Please charge any additional fees or credit any overpayment pursuant to 37 C.F.R. § 1.16 or § 1.17 to Deposit Account No. 02-2550.

Respectfully submitted,

Monte L. Falcoff

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Thomas J. Krul

Reg. No. 46,842

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MLF/TJK/cg

FORM HDP-1449 (Based on Form PTO-1449)

PATENT AND TRADEMARK OFFICE LYFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

Sheet 1 of 1

ATTORNEY DOCKET No.	SERIAL NO.	
0275M-000754 10/614,910		
APPLICANT		
Harald Schaty		
FILING DATE	GROUP	
July 8, 2003	3677	

U.S. PATENT DOCUMENTS						
Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
1.		4,363,420	12/14/1982	Andrews		
2.		5,513,769	05/07/1996	de Baets		

FOREIGN PATENT DOCUMENTS							
Ref. Desig.	Examiner's Initials	Document Number	Date	Country	Class/ Subclass	Translation Yes	No
1.		DE 3100498	01/14/1982	Germany		Abstract	
2.		DE 4423576	01/12/1995	Germany		Abstract	

OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)				
Ref. Desig.	Examiner's Initials			
1.				

Examiner:	Date Considered: